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7

8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,	)	No. CR-09-408 CRB
	)	
12 Plaintiff,	)	STIPULATION AND <del>PROPOSED</del>
	)	ORDER TO CONTINUE HEARING
13 v.	)	
	)	<b>CURRENT HEARING DATE:</b> August 5,
14 DONNIE BELL	)	2009, at 2:15 p.m.
	)	
15 Defendant.	)	<b>PROPOSED HEARING DATE:</b> August 19,
	)	2009, at 2:15 p.m.
16	)	

17  
18 1. On June 10, 2009, Mr. Bell appeared before this Court for his initial appearance.  
19 At that time, the parties requested additional time to review discovery and work toward resolving  
20 the case. A subsequent hearing was set for August 5, 2009.

21 2. Since the last court date, both counsel for the defense and counsel for the  
22 government have learned that they will not be able to be present in Court on August 5, 2009.

23 3. In order to ensure that the Court can be meaningfully informed about the progress  
24 of the case by both counsel at the next status hearing, the parties respectfully request that the  
25 Court continue the hearing to August 19, 2009, at 2:15 p.m., which is the next date that both  
26 parties and the Court are available.

1           4.     Mr. Bell agrees that it is appropriate to exclude time from the speedy trial clock  
2 until August 19, 2009, for the purpose of continuity of counsel.

3  
4           IT IS SO STIPULATED.

5           7/23/09

/s/

6  
7           DATED

\_\_\_\_\_  
RITA BOSWORTH  
Assistant Federal Public Defender

8  
9           7/23/09

/s/

10          DATED

\_\_\_\_\_  
WILLIAM FRENTZEN  
Assistant United States Attorney

11  
12          IT IS SO ORDERED.

13  
14         **JUL 30 2009**

15          DATED

\_\_\_\_\_  
CHARLES R. BREYER  
United States District Judge